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PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration  
Submitted with Initial Filing       Declaration  
Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	9403-0F255US0
First Named Inventor	BRAD S. KONIA
<b>COMPLETE IF KNOWN</b>	
Application Number	/
Filing Date	
Group Art Unit	
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ONLINE AUCTION BID MANAGEMENT SYSTEM AND METHOD**

the specification of which  
 is attached hereto      *(Title of the Invention)*  
 OR  
 was filed on (MM/DD/YYYY)  as United States Application Number or PCT International Application Number  and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

EXPRESS MAIL NO. EL261924778US

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PTO/SB/01 (2-87)

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## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose any information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT International application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.  
As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:  Customer Number  →  Place Customer Number Bar Code Label here  
 OR  
 Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.  
Direct all correspondence to:  Customer Number or Bar Code Label  OR  Correspondence address below

Name	IVAN POSEY, ESQ.				
Address	DARBY & DARBY, P.C.				
Address	707 WILSHIRE BOULEVARD, 32nd FLOOR				
City	LOS ANGELES	State	CA	ZIP	90017
Country	US	Telephone	(213) 243-8000		Fax (213) 243-8050

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:	<input type="checkbox"/> A petition has been filed for this unsigned inventor				
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Given Name (first and middle if any)  <i>BRAD S.</i>	Family Name or Surname  <i>KONIA</i>				
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Inventor's Signature  <i>[Signature]</i>	Date <i>1/26/01</i>
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Residence: City	MIAMI BEACH	State	FL	Country	US	Citizenship	US
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Post Office Address	1500 BAY ROAD						
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Post Office Address	SUITE 838						
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City	MIAMI BEACH	State	FL	ZIP	33139	Country	US
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Additional Inventors are being named on the \_\_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRAD S. KONIA

Examiner: Not yet assigned

Serial No.: 09/

Art Unit: Not yet assigned

Filed:

For: ONLINE AUCTION BID  
MANAGEMENT SYSTEM AND  
METHOD

Atty. Dkt. No.: 9403-0F255US0

**POWER OF ATTORNEY BY ASSIGNEE**  
**TO EXCLUSION OF INVENTOR**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

I, Brad S. Konia, am the Vice President of Web Marketing.nu, Inc., the assignee of the entire right, title and interest in the application for United States Letters Patent entitled ONLINE AUCTION BID MANAGEMENT SYSTEM AND METHOD and filed concurrently herewith and am authorized to sign on its behalf.

The Assignment of this application to Web Marketing.nu, Inc. is being submitted for recordation concurrently with this Power of Attorney.

I have reviewed the foregoing document and hereby certify that, to the best of my knowledge and belief, title to the subject matter of this patent is in Web Marketing.nu, Inc.

I hereby appoint: Harold E. Wurst, Reg. No. 22,183; Robert A. Green, Reg. No. 28,301; Stephen D. Burbach, Reg. No. 40,285; Ivan Posey, Reg. No. 43,865; Derrick Reed, Reg. No.

PATENTS

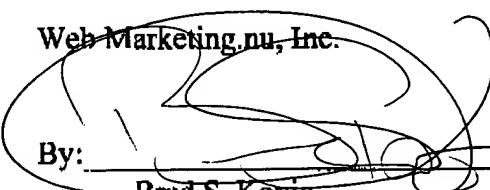
Dkt. No. 9403-0F255US0

40,138; Gordon D. Coplein, Reg. No. 19,165; William F. Dudine, Jr., Reg. No. 20,569; Michael J. Sweedler, Reg. No. 19,937; S. Peter Ludwig, Reg. No. 25,351; Paul Fields, Reg. No. 20,298; Joseph B. Lerch, Reg. No. 26,936; Melvin C. Garner, Reg. No. 26,272; Ethan Horwitz, Reg. No. 27,646; Beverly B. Goodwin, Reg. No. 28,417; Adda C. Gogoris, Reg. No. 29,714; Martin E. Goldstein, Reg. No. 20,869; Bert J. Lewen, Reg. No. 19,407; Henry Sternberg, Reg. No. 22,408; Peter C. Schechter, Reg. No. 31,662; Robert Schaffer, Reg. No. 31,194; Robert C. Sullivan, Jr., Reg. No. 30,499; Ira J. Levy, Reg. No. 35,587; and Joseph R. Robinson, Reg. No. 33,448, all members of the bar of one or more states, all of the law firm of Darby & Darby, P.C., 707 Wilshire Blvd., 32nd Floor, Los Angeles, California 90017 and 805 Third Avenue, New York, New York 10022 as our attorneys and agents to prosecute this application and to transact all business in the United States Patent and Trademark Office in connection therewith, said appointment to be to the exclusion of the inventors and their attorneys in accordance with Rule 32 of the Patent Office Rules of Practice.

Please send all correspondence to:

Ivan Posey, Esq.  
DARBY & DARBY, P.C.  
707 Wilshire Blvd., 32nd Floor  
Los Angeles, California 90017  
Telephone (213) 243-8000

Date: 1/26/00

Web Marketing.nu, Inc.  
By:   
Brad S. Koma  
Vice President

PTO/SB/10 (1-99)

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**STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN**
Docket Number (Optional)  
**9403-0F255US0**Applicant, Patentee, or Identifier: Brad S. Konia

Application or Patent No.: \_\_\_\_\_

Filed or Issued: \_\_\_\_\_

Title: \_\_\_\_\_

I hereby state that I am

- the owner of the small business concern identified below.  
 an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF SMALL BUSINESS CONCERN Wed Marketing.nu, Inc.ADDRESS OF SMALL BUSINESS CONCERN 1500 Bay Road, Suite 838  
Miami Beach, Florida 33139

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- the specification filed herewith with title as listed above.  
 the application identified above.  
 the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:  
 no such person, concern, or organization exists.  
 each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING Brad S. KoniaTITLE OF PERSON IF OTHER THAN OWNER Vice PresidentADDRESS OF PERSON SIGNING 1500 Bay Road, Ste. 838, Miami Beach, FL 33139SIGNATURE DATE 1/26/00

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